

Application No. 09/992,665

REMARKS

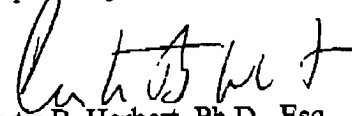
Claims 1-134 are presently pending. Claims 77-80 have been amended. Group 37 has previously been elected, but the previously issued restriction requirement has not been made final.

The undersigned thanks the Examiner for the opportunity to discuss the Restriction Requirement on December 21, 2004. The undersigned requested that claims 67-110 be placed into a Group for examination, with claims 67-81 and 96 being presently examined with a species election to: Hey/HRT (claim 96), a non small cell lung cancer, and antibodies against the transcription factors being detected in the sample. No agreement was reached, and all previous traversals of the restriction requirement are hereby maintained. The undersigned clarified that the previous election of Hey/HRT (claim 96) included all species of that family.

As discussed, claims 77-80 have been amended for clarification. These claims are directed to antibodies in the claimed sample, and are therefore understood to read on elected Group 37, which is directed to the protein. Support for amendments to detecting antibodies against transcription factors (claims 77 and 78) may be found in the specification, e.g., at page 2, ¶ 11. Support for using an array of peptides for such detection (claim 79) is provided at, e.g., page 2, ¶ 11, line 6. Support for detecting at least 4 antibodies (claim 80) is provided in the specification, e.g., at page 26 lines 1-3 and in Table 11 on page 26.

The Examiner is invited to telephone the undersigned if the Examiner believes it would be useful to advance prosecution.

Respectfully submitted,

  
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